2307U-107 / UC205-80

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Robert L. Lundak

Serial No. 247,656

Filed: March 26, 1981

For: HIGH FUSION FREQUENCY FUSIBLE LYMPHOBLASTOID CELL LINE

Examiner:

J. Takefille

Art Unit: 172

OFFICE OF ASSISTANT PETITION UNDERCORUBBE MAR PATERIS

San Francisco, CA 94105

Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

Applicant by his attorney petitions that the subject application be accorded a filing date of April 2, 1981. The subject application was deposited with the Patent Office on March 26, 1981, followed by deposit of the organisms which are the subject matter of the subject application on April 2, 1981 in accordance with In re Argoudelis as evidenced by the accompanying letter from the ATCC. In view of the above, it is believed that under 37 CFR \$1.53, the subject application should be given an effective filing date of April 2, 1981, and the Commissioner is earnestly requested to designate this application as having that filing date.

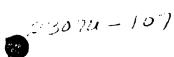
Respectfully submitted,

TOWNSEND and TOWNSEND

Bertram I. Rowland Reg. No. 20, 015

BIR/gs Enclosure

1. ATCC letter 4/26/81





Amer In Type Culture Collection

12301 Parklawn Drive, Rockville, Maryland 20852 USA 301-881-2600 Telex ATCCROVE 908-768

Since 1925 an independent non-profit organization incorporated in shington, D.C. and devoted to the preservation of reference illures and their distribution to the scientific community

The American Type Culture Collection (ATCC) has received your deposit of a culture in connection with the filing of an application for a patent. The following information is provided to fulfill the Patent Office requirements.

AFFILIATED ORGANIZATIONS:

American Association of Immunologists

American institute of Biological Sciences nerican Phytopathological

Society

American Society

of Biological Chemists

American Society

for Microbiology American Society of Parasitologists

American Society of Zoologists

American Society al Medicine and Hygiene Genetics Society

of America ectious Diseases Society

of America

Mycological Society

of America

ional Research Councilal Academy of Sciences

Society of Protozoologists sue Culture Association

Name and Address of Depositor:

Mr. Bertram I. Rowland, Esq. Townsend and Townsend 5 Palo Alto Square Palo Alto, California 94304

On behalf of

Dr. Robert L. Lundak and the Regents of the University of California, Riverside

Date of Receipt of Cultures by the ATCC: 4-2-81

Scientific Description

Depositor's Reference

ATCC Accession Number

Human lymphoblastoid B-cell line

W1-L2-729 HF2

CRL 8062

The ATCC understands that:

- 1. The deposit of this culture does not grant to ATCC during the effective term of the patent anticipated a license, either expressed or implied, to infringe the patent, and our release of this culture to others does not grant them a license, either expressed or implied, to infringe the patent.
- 2. If this culture should die or be destroyed during the effective life of the patent it shall be your responsibility to replace it with a living culture of the same organism. It is also your responsibility to supply a sufficient quantity for the period of storage specified below.

The ATCC agrees that in consideration for a one-time service charge, not to distribute this culture or any information relating thereto or to its deposit until such time as a patent has been issued disclosing the above deposit except in accordance with U. S. Patent Office Rule of Practice, Rule 14, or until you authorize us to make this strain available. After a patent is issued and we are so informed the cultures will be made available for distribution to the public. The ATCC agrees to maintain the culture for a period of 20 years from the deposit date. Nonpayment of the service charge within 90 days of the deposit date relieves the ATCC from the above provisions.

American Type Culture Collection

Date: Opril 26, 1981

By: Boblie A Mondon

(Mrs.) Bobbie A. Brandon, Head Professional Services Department

cc: Mr. Roger G. Ditzel Patent Administrator

> Ms. Kathy Krause Townsend and Townsend